

HOUSE BILL No. 1489

DIGEST OF INTRODUCED BILL

Citations Affected: IC 20-28-7-9.

Synopsis: Cancellation of nonpermanent teacher contracts. Allows a nonpermanent teacher ten days to request a conference with the governing body after receiving a notice of nonrenewal of the teacher's contract. Provides that the governing body may not take action concerning the nonrenewal of the teacher's contract until after the ten day period has ended.

Effective: July 1, 2007.

Cheney

January 23, 2007, read first time and referred to Committee on Education.

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First Regular Session 115th General Assembly (2007)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2006 Regular Session of the General Assembly.

HOUSE BILL No. 1489

A BILL FOR AN ACT to amend the Indiana Code concerning education.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 20-28-7-9, AS ADDED BY P.L.1-2005, SECTION
2 12, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1,
3 2007]: Sec. 9. Before a teacher is refused continuation of the contract
4 under section 8 of this chapter, the teacher has the following rights,
5 which shall be strictly construed:

6 (1) The principal of the school at which the teacher teaches must
7 provide the teacher with an annual written evaluation of the
8 teacher's performance before January 1 of each year. Upon the
9 request of a nonpermanent teacher, delivered in writing to the
10 principal not later than thirty (30) days after the teacher receives
11 the evaluation required by this section, the principal shall provide
12 the teacher with an additional written evaluation.

13 (2) On or before May 1, the school corporation shall notify the
14 teacher that the governing body will consider nonrenewal of the
15 contract for the next school term. The notification must: ~~be:~~

16 (A) **be** written; ~~and~~

17 (B) **be** delivered in person or mailed by registered or certified

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1 mail to the teacher at the teacher's last known address; **and**
 2 **(C) inform the teacher that, not later than ten (10) days**
 3 **after the teacher's receipt of the notification, the teacher**
 4 **may request a conference under section 10 of this chapter.**
 5 **The governing body may not take any action concerning the**
 6 **nonrenewal of the teacher's contract before the ten (10) day**
 7 **period during which the teacher may request a conference has**
 8 **ended.**

9 (3) Upon the request of the teacher, and not later than fifteen (15)
 10 days after the teacher's receipt of the notice of the consideration
 11 of contract nonrenewal, the governing body or the superintendent
 12 of the school corporation shall provide the teacher with a written
 13 statement, which:

14 (A) may be developed in an executive session; and
 15 (B) is not a public document;
 16 giving the reasons for the nonrenewal of the teacher's contract.

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